

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 1634

In re

Patent Application of

James W. Schumm, et al.

Application No. 10/769,579

Confirmation No.: 2176

Filed: January 30, 2004

Examiner: Goldberg, Jeanine Anne

"MULTIPLEX AMPLIFICATION OF SHORT
TANDEM REPEAT LOCI"

I, Sally Sorensen, hereby certify that this correspondence is
being electronically filed with the United States Patent and
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Sally Sorensen
Signature

October 24, 2006
Date of Signature

**TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING REJECTION OVER
A PRIOR PATENT**

Commissioner for Patents
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Sir:

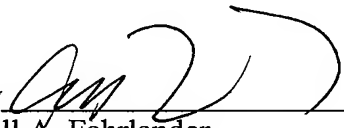
Promega Corporation, located at 2800 Woods Hollow Road, Madison, WI 53711
(hereinafter "Assignee"), by its undersigned attorney of record, represents that it is the owner of
the entire interest in the above-identified application (hereinafter "said Application") by virtue of
an assignment recorded February 6, 1995, at Reel 7334, Frames 0014. Assignee hereby
disclaims, except as provided below, the terminal part of the statutory term of any patent granted
on Application No. 10/769,579, beyond the expiration date of the full statutory term of U.S.
Patent No. 6,479,235 (hereinafter "said U.S. Patent"). Assignee hereby agrees that any patent
granted on said Application shall be enforceable only for and during such period that the legal
title of the patent granted on said Application should be the same as the legal title to said U.S.

Patent. This agreement shall run with any patent granted on said Application and be binding upon the grantee, its successors or assigns. In making the above disclaimer, Assignee does not disclaim any terminal part of the patent granted on said Application prior to the expiration date of the full statutory term of said U.S. Patent, in the event that said U.S. Patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its statutory term.

The undersigned is empowered to act on behalf of Assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: October 24, 2006

By: 
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Attorney Docket No.: 016026-9238 US02

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cc: Docketing